



on the face of the record in order to accept the recommendation.”) (quoting Fed. R. Civ. P. 72 advisory committee’s note).

Based on his review of the record, the Magistrate Judge has recommended that Defendant’s motion for summary judgment be granted and Defendant’s motion to strike Plaintiff’s affidavit be denied as moot. No objections to the Report have been filed by either party and the time for doing so has expired.

After reviewing the Complaint, the motions, the oppositions, the replies and the Report and Recommendation of the Magistrate Judge, the court finds no clear error. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted and incorporated by reference.

**IT IS HEREBY ORDERED** that Defendant’s motion for summary judgment is **GRANTED** and this action is **DISMISSED *with prejudice***.

**IT IS FURTHER ORDERED** that Defendant’s motion to strike Plaintiff’s affidavit is dismissed as moot.

**IT IS SO ORDERED.**

s/ Cameron McGowan Currie  
CAMERON MCGOWAN CURRIE  
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina  
July 28, 2006

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